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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE LOWER MANHATTAN DISASTER  
SITE LITIGATION

X Case No.: 21 MC 102(AKH)

THIS DOCUMENT APPLIES TO ALL  
LOWER MANHATTAN DISASTER SITE  
LITIGATION

X **STIPULATION OF DISCONTINUANCE  
REGARDING SPECIFIC CLAIMS OF  
INJURY AS TO PLAINTIFF ZBYSZEK  
SZALAJ**

X  
**IT IS HEREBY STIPULATED AND AGREED** by and between the undersigned for the parties in the matter forthwith, that each claim, cross-claim and/or counter-claim listed on the attached exhibit and asserted in the above-mentioned litigation against all named Defendants, shall be and hereby are discontinued without prejudice and without costs to any party against the other as it pertains to any and all Cardiologic related injuries or diseases including but not limited to the following injurious claims made by Plaintiff Szalaj: Atrial Fibrillation; Hypertensive Heart Disease; Cardiomyopathy and Rapid Tachycardia.

**IT IS FURTHER STIPULATED AND AGREED** that should evidence be discovered throughout the course of the litigation which determines that the claims previously are proper to this suit, that Plaintiff Szalaj may reinstitute the claims without regard to the applicable Statute of Limitations, assuming said original action was timely commenced, and in such instance the Defendants shall not assert Statute of Limitation as a defense.

This Stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
May 15, 2013

McGIVNEY & KLUGER, P.C.  
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BOSTON PROPERTIES, INC.  
GENERAL REINSURANCE CORP. and  
NATIONAL ASSOCIATION of  
SECURITIES DEALERS, INC. (NASD)

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So Ordered:

*Robert Teller*  
6-24-13